

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2726

(Reference to printed bill)

1 Page 18, between lines 21 and 22, insert:

2 "Sec. 10. Title 38, chapter 5, article 3, Arizona Revised Statutes, is
3 amended by adding section 38-804.01, to read:

4 38-804.01. Reinstatement of credited service; effect of prior
5 law

6 A. AN ELECTED OFFICIAL WHO RECEIVED A REFUND AS PROVIDED IN SECTION
7 38-804, WHO IS SUBSEQUENTLY REEMPLOYED AS AN ELECTED OFFICIAL AND WHO
8 REDEPOSITS THE AMOUNT WITHDRAWN WITH INTEREST AS PROVIDED IN SECTION 38-804
9 OR AN ELECTED OFFICIAL WHO REDEEMS PRIOR SERVICE PURSUANT TO STATUTE IS
10 SUBJECT TO THE BENEFITS AND DUTIES IN EFFECT AT THE TIME OF THE ELECTED
11 OFFICIAL'S MOST RECENT REEMPLOYMENT. THIS SUBSECTION DOES NOT APPLY IF A
12 COURT OF COMPETENT JURISDICTION ORDERS REINSTATEMENT OF BENEFITS AND DUTIES
13 UNDER A PRIOR LAW.

14 B. AN ELECTED OFFICIAL WHO NO LONGER IS AN ELECTED OFFICIAL BUT LEAVES
15 THE ELECTED OFFICIAL'S MONIES ON ACCOUNT WITH THE FUND AND SUBSEQUENTLY
16 BECOMES REEMPLOYED AS AN ELECTED OFFICIAL RETAINS THE BENEFITS AND DUTIES IN
17 EFFECT AT THE TIME OF THE MEMBER'S PREVIOUS EMPLOYMENT AS AN ELECTED
18 OFFICIAL."

19 Renumber to conform

20 Strike lines 39 and 40, insert:

21 ~~"B-~~ C. A member who has at least five years of credited service and
22 ceases to hold office as an elected official may take early retirement IF THE
23 MEMBER BECOMES A MEMBER OF THE PLAN BEFORE JANUARY 1, 2012."

24 Reletter to conform

25 Page 18, line 42, after "B" insert "OR C"

26 Page 19, lines 20 and 21, strike ", subsection B"

1 Page 20, line 3, after "B." insert "FOR A MEMBER WHO BECOMES A MEMBER OF THE PLAN
2 BEFORE JANUARY 1, 2012,"; strike the second "the"

3 Line 4, after "~~amount~~" strike remainder of line

4 Strike lines 5 through 13, insert "~~:-~~

5 ~~1.~~ four per cent of the member's average yearly salary multiplied by
6 the member's credited service, not to exceed eighty per cent of the member's
7 average yearly salary. This amount shall be reduced if the member takes
8 early retirement pursuant to section 38-805, subsection ~~B~~- C. The amount of
9 reduction is three-twelfths of one per cent for each month the retired
10 member's early retirement age precedes the member's normal retirement age
11 pursuant to section 38-805, subsection A, except that the reduction shall not
12 be more than thirty per cent.

13 C. FOR A MEMBER WHO BECOMES A MEMBER OF THE PLAN ON OR AFTER JANUARY
14 1, 2012, THE MONTHLY PENSION SHALL BE EQUAL TO ONE-TWELFTH OF THE RESULT OF
15 PARAGRAPH 1 MULTIPLIED BY PARAGRAPH 2 WHEN THOSE PARAGRAPHS ARE DEFINED AS
16 FOLLOWS:"

17 Reletter to conform

18 Page 33, line 36, strike "ON OR"

19 Line 37, strike "THE EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION" insert
20 "JANUARY 1, 2012"

21 Line 44, after "PLAN" strike remainder of line

22 Line 45, strike "SECTION" insert "BEFORE JANUARY 1, 2012"

23 Page 38, between lines 17 and 18, insert:

24 "Sec. 23. Title 38, chapter 5, article 4, Arizona Revised Statutes, is
25 amended by adding section 38-846.04, to read:

26 38-846.04. Reinstatement of credited service; effect of prior
27 law

28 A. A MEMBER WHO RECEIVED A SEVERANCE REFUND ON TERMINATION OF
29 EMPLOYMENT AS PROVIDED IN SECTION 38-846.02, WHO IS SUBSEQUENTLY REEMPLOYED
30 BY AN EMPLOYER AND WHO REDEPOSITS THE AMOUNT WITHDRAWN WITH INTEREST AS
31 PROVIDED IN SECTION 38-849 OR A MEMBER WHO REDEEMS PRIOR SERVICE PURSUANT TO
32 STATUTE IS SUBJECT TO THE BENEFITS AND DUTIES IN EFFECT AT THE TIME OF THE
33 MEMBER'S MOST RECENT REEMPLOYMENT. THIS SUBSECTION DOES NOT APPLY IF A COURT

1 OF COMPETENT JURISDICTION ORDERS REINSTATEMENT OF BENEFITS AND DUTIES UNDER A
2 PRIOR LAW.

3 B. A MEMBER WHO TRANSFERS CREDITED SERVICE FROM ONE EMPLOYER TO
4 ANOTHER EMPLOYER PURSUANT TO SECTION 38-853 RETAINS THE BENEFITS AND DUTIES
5 IN EFFECT AT THE TIME OF THE MEMBER'S TRANSFER."

6 Renumber to conform

7 Page 48, after line 43, insert:

8 "Sec. 29. Title 38, chapter 5, article 6, Arizona Revised Statutes, is
9 amended by adding section 38-884.01, to read:

10 38-884.01. Reinstatement of credited service; effect of prior
11 law

12 A. A MEMBER WHO RECEIVED A SEVERANCE REFUND ON TERMINATION OF
13 EMPLOYMENT AS PROVIDED IN SECTION 38-884, WHO IS SUBSEQUENTLY REEMPLOYED BY
14 AN EMPLOYER AND WHO REDEPOSITS THE AMOUNT WITHDRAWN WITH INTEREST AS PROVIDED
15 IN SECTION 38-884 OR A MEMBER WHO REDEEMS PRIOR SERVICE PURSUANT TO STATUTE
16 IS SUBJECT TO THE BENEFITS AND DUTIES IN EFFECT AT THE TIME OF THE MEMBER'S
17 MOST RECENT REEMPLOYMENT. THIS SUBSECTION DOES NOT APPLY IF A COURT OF
18 COMPETENT JURISDICTION ORDERS REINSTATEMENT OF BENEFITS AND DUTIES UNDER A
19 PRIOR LAW.

20 B. A MEMBER WHO TRANSFERS CREDITED SERVICE FROM ONE EMPLOYER TO
21 ANOTHER EMPLOYER PURSUANT TO SECTION 38-908 RETAINS THE BENEFITS AND DUTIES
22 IN EFFECT AT THE TIME OF THE MEMBER'S TRANSFER."

23 Renumber to conform

24 Amend title to conform

BOB ROBSON

2726br.doc
02/10/2011
9:47 AM
C: M0